

**TIPPECANOE COUNTY COUNCIL
REGULAR MEETING
OCTOBER 13, 2009**

The Tippecanoe County Council met at 8:30 a.m. on October 13, 2009 in the Tippecanoe Room in the County Office Building. Council members present were: President Kevin Underwood, Vice-President Andrew S. Gutwein, Jeffrey Kemper, John R. Basham II, Roland K. Winger, and Kathy Vernon; Councilmember Betty J. Michael was absent. Others present were: Auditor Jennifer Weston, Attorney David W. Luhman, and Acting Secretary Dawn Rivera.

Councilmember Underwood called the meeting to order and led the Pledge of Allegiance.

APPROVAL OF MINUTES

- Councilmember Kemper moved to approve the minutes from the September 8, 2009 regular meeting, second by Councilmember Gutwein; motion carried.

AUDITOR'S FINANCIAL REPORT – Jennifer Weston

Beginning Net Balance	\$ 1,215,120.15
Total Additional Appropriations	\$ 872,175.00
Total Budget Reductions	\$ 217,597.00
Miscellaneous Expenditures (to date)	\$ <u>3,013.48</u>
Uncommitted Funds	\$ 557,528.67

TREASURER'S REPORT – Bob Plantenga

Treasurer Plantenga reported the interest amount shown on his report reflects the entire amount earned with no deductions for banking fees as last month. This amount should increase for the month of October due to tax collection deposits. The Auditor of State's office has undergone a major computer conversion and payment distributions have been slow, which also affect the amount of interest, but will gradually get back on schedule now that the process is complete. Noting the balances of cash at individual banks, Councilmember Basham asked when the county's cash management contract is due to expire. Mr. Plantenga responded that the current contract expires December 31 of this year and that he is considering not having a contract going forward. In past years the contract protected the county in terms of interest rates, but with rates so low lately, the protection is not as critical and would allow flexibility to move money.

SUPERIOR COURT 2

General Fund 001

Judge Thomas Busch presented a spreadsheet showing the recalculated amount of funds needed for the remainder of 2009.

Additional Appropriation: \$21,150

\$ 21,150 Pauper Attorney

- Councilmember Gutwein moved to approve the additional appropriation as presented, second by Councilmember Winger; motion carried with a vote of 5 to 1, Council member Basham voting nay.

SUPERIOR COURT 3
Court Improvement Project Grant Fund 629

Judge Loretta Rush submitted a request to appropriate \$20,000 granted the court for Children In Need of Special Services (CHINS) mediation and facilitation.

- Councilmember Vernon moved to approve the grant appropriation of \$20,000 for CHINS mediation and facilitation, second by Councilmember Kemper; motion passed.

General Fund 001

Judge Rush requested a transfer of \$4,500 from two salary lines to General Operating Miscellaneous. This would allow her to move cash from the General Fund to the Juvenile Probation Fund 511 in order to fund part time salaries.

Transfer of Appropriation: \$4,500

\$2,000	Salaries & Wages/Part Time to General Operating/Miscellaneous
\$2,500	Salaries & Wages/Overtime to General Operating/Miscellaneous

- Councilmember Vernon moved to approve the transfer as stated, second by Councilmember Kemper; motion carried.

PROBATION

Juvenile Probation Fund 511

Chief Probation Officer Kipp Scott requested an additional appropriation be granted for funds the department will receive from Superior Court 3 as a result of the previous transfer approved. This appropriation will be used to fund part time salaries for a Juvenile Probation Officer.

Additional Appropriation: \$4,500

\$4,180	Salaries & Wages/Part Time
\$ 320	Social Security

- Councilmember Vernon moved to approve the request as stated, second by Councilmember Kemper; motion passed.

PUBLIC DEFENDER

General Fund 001

Public Defender Amy Hutchins requests a transfer from Part Time and Office Equipment to Other Professional Services to cover expected expenses through the end of the current year.

Transfer of Appropriation: \$5,750

\$5,500	Salaries & Wages/Part Time to Admin/Other Professional Svcs.
\$ 250	Office Expense/Office Equip. to Admin/Other Professional Svcs.

- Councilmember Kemper moved to approve the transfer as stated, second by Councilmember Gutwein; motion passed.

PROSECUTOR**Internet Crimes Against Children (ICAC) Grant “B” Fund 194**

Prosecutor Pat Harrington explained this grant is a continuation received from the Indiana State Police and will be used to purchase equipment.

Additional Appropriation: \$10,000

\$10,000 Equipment/Data Processing Hardware

- Councilmember Gutwein moved to approve the additional appropriation for the ICAC “B” grant in the amount of \$10,000, second by Councilmember Winger; motion carried.

Pre-Trial Diversion Fund 260

Mr. Harrington said a transfer was previously completed from Miscellaneous to Other Professional Services to pay the contract of the PSN Coordinator. This request will replenish the Miscellaneous account for the remainder of the year.

Additional Appropriation: \$15,000

\$15,000 General Operating/Miscellaneous

- Councilmember Gutwein moved to approve the additional appropriation of \$15,000 for Miscellaneous, second by Councilmember Basham; motion passed.

Drug Enforcement Fund 257

Mr. Harrington informed the Council the lease for the building is \$15,120 per year, which is reimbursed by the FBI, but the appropriation is only \$12,000. The utilities are also reimbursed from the FBI and require an additional appropriation to pay through the end of the year.

Additional Appropriation: \$4,386

\$3,120 Building Lease
\$1,266 Utilities/Miscellaneous

- Councilmember Gutwein moved to approve the request as stated, second by Councilmember Basham; motion passed.

CASA**CASA Fund 501**

Executive Director Coleen Hamrick is requesting a transfer to cover the cost of pauper counsel fees for the remaining budget year.

Transfer of Appropriation: \$8,000

\$8,000 Travel & Training to Departmental/Miscellaneous

- Councilmember Vernon moved to approve the transfer as stated, second by Councilmember Basham; motion passed.

COUNTY ASSESSOR**Assessor IAAO Training Grant Fund 283**

Assessor Samantha Steele-Coles is requesting an appropriation for the reimbursement of registration costs granted from the International Association of Assessing Officials (IAAO) for Courses 112, an advanced income class, and 311, which is residential modeling, to be held in Houston, TX and Nashville, TN respectively. She explained these courses are not being offered in the state of Indiana in 2009 or 2010, necessitating the need to travel out of state. Other travel costs that will be incurred are airfare for the Houston class; no hotel as she will be staying with friends in the area. She will be driving to Nashville and staying with family, thus reducing the possible travel costs further. She has already received permission to attend these classes from the Commissioners under the stated travel arrangements. Councilmember Gutwein asked why there is such a large appropriation (\$19,900) in the Fund 281 Travel and Training line item when the original budget was approved for \$5,000. Ms. Steele-Coles explained that \$15,000 was originally transferred from the Contracts/Consultant line in April of this year to Miscellaneous to pay the \$15,000 invoice from AssessCo, LLC for the creation of a survey form. When that payment was denied in the May 5, 2009 Commissioner's meeting, Ms. Steele-Coles transferred \$100 to the newly created Advertising budget line and \$14,900 to Travel and Training to cover anticipated expenses. These transfers were within the same series; therefore council approval was not required. Councilmember Gutwein expressed concern that the Contracts/Consultant line is coming up short yet the transfer was made unbeknownst to council and outside the council's control. Councilmember Vernon suggested that any remaining travel and training funds be transferred back to the Contracts/Consultant line. Councilmember Kemper requested a trend of the last 3-4 years from the County Assessor in regards to travel expenses.

Additional Appropriation: \$825

\$825 Training Costs/Travel & Training

- Councilmember Winger moved to approve the additional appropriation from the IAAO for \$825, second from Councilmember Basham; motion passed.

SURVEYOR**Engineering Review Fund 244**

County Surveyor Steve Murray is requesting an appropriation to be used for engineering review fees.

Additional Appropriation: \$45,000

\$45,000 Maintenance/Engineering Review

- Councilmember Kemper moved to approve the request as stated, second by Councilmember Winger; motion carried.

TIPPECANOE VILLA**General Fund 001**

Executive Director DeAnna Sieber is requesting permission to transfer funds from the Full Time salary line to several maintenance and operating lines to cover anticipated expenses for the upcoming winter season.

Transfer of Appropriation: \$14,000

\$10,000	Salaries & Wages/Full Time to Office Expense/Operating
\$ 3,500	Salaries & Wages/Full Time to Building/Structures
\$ 500	Salaries & Wages/Full Time to Machine/Maintenance & Repair

- Councilmember Kemper made a motion to approve the request as stated, second by Councilmember Basham; motion passed.

HEALTH DEPARTMENT**Health Department Donation Fund 119**

Executive Director Ron Cripe reported the Health Department received a donation of \$75,000 from the North Central Health Services that will be used to study chronic health issues in Tippecanoe County.

Additional Appropriation: \$75,000

\$72,000	Administrative/Professional Services
\$ 1,500	Training/Travel & Training
\$ 1,500	Contracts/Miscellaneous

- Councilmember Kemper moved to approve the additional appropriation in the amount of \$75,000 to be used as stated by the Health Department, second by Councilmember Basham; motion passed.

H1N1 Grant Fund 462

Mr. Cripe reported the Indiana State Department of Health grant has been received. These funds will be used for the planning and preparations for the mass vaccination against the H1N1 flu.

Additional Appropriation: \$177,229

\$47,000	Equipment/Data Processing
\$ 2,300	Equipment/Software Licensing
\$16,666	Educational Supplies
\$ 6,763	Office Supplies
\$ 6,000	Medical Supplies
\$ 2,000	Travel & Training
\$ 2,000	Contracts/Miscellaneous
\$ 4,500	Internet Access
\$83,604	Salaries & Wages/Part Time
\$ 6,396	Social Security

- Councilmember Kemper made a motion to approve the request as stated, second by Councilmember Winger; motion passed.

SALARY STATEMENT

Director Cripe submitted a Salary Statement for Fund 462 that will allow the department to hire part time help as needed to prepare and administer the vaccinations.

Salary Statement:

Up to \$18.00 per hour Part Time

- Councilmember Kemper made a motion to accept the salary statement for part time positions up to \$18.00 per hour, second by Councilmember Gutwein; motion passed.

WIC

WIC “B” Fund 881

Executive Director Colleen Batt requested a transfer of unused salary funds to allow for the purchase of supplies for the next fiscal year.

Transfer of Appropriation: 62,250

\$18,400	Salaries & Wages/Full Time to Departmental Education
\$40,400	Salaries & Wages/Part Time to Departmental Education
\$ 3,450	Social Security to Departmental Education

- Councilmember Kemper moved to approve the transfer of funds as stated, second by Councilmember Gutwein; motion carried.

SHERIFF

County Misdemeanant Fund 178

Sheriff Tracy Brown is requesting an appropriation to pay for outstanding jail invoices for the current year.

Additional Appropriation: \$98,950

\$15,000	Uniforms & Clothing
\$50,000	Medical
\$33,950	Departmental/Miscellaneous

- Motion made by Councilmember Gutwein to approve the request as presented, second by Councilmember Winger; motion passed.

Project Lifesaver – Community Grant Fund 191

Sheriff Brown explained this is a program to outfit participants with a battery-powered wrist or ankle bracelet tracking device, enabling location if participant is reported missing. Equipment will be leased for the program.

Additional Appropriation: \$16,160

\$15,160	Leases/Miscellaneous
\$ 1,000	Training/Travel & Training

- Councilmember Gutwein made a motion to approve the appropriation as requested, second by Councilmember Basham; motion passed.

Project Lifesaver – McCallister Grant Fund 185

These funds will be used in conjunction with the Community Grant Fund 191 to outfit and track participants.

Additional Appropriation: \$16,200

\$15,200	Leases/Miscellaneous
\$ 1,000	Training/Travel & Training

- Councilmember Gutwein made a motion to approve the appropriation as requested, second by Councilmember Basham; motion passed.

COMMITTEE REPORTS

None

CIVIL TAXING UNIT 2010 BUDGET REVIEW

City of West Lafayette

West Lafayette Clerk-Treasurer Judy Rhodes was introduced by Councilmember Gutwein. She gave a brief overview of the 3% pay increase as shown, which is due to an anomaly within the city's accounting software based on the pay cycles. While all salaries have remained the same, the pay cycle adds an extra period to the year. This additional expense will be paid from the Rainy Day fund.

- Councilmember Gutwein moved to recommend the budget increase be kept within the growth quotient of 3.8% and keep salary increases in the budget consistent with other units, second by Councilmember Kemper; motion carried.

Wildcat Creek Solid Waste District (WCSWD)

Executive Director Dawn Boston gave a presentation of the budget, noting salaries have not been increased and the budget remains fairly flat. One point to note is the anticipated building of a facility to process and store hazardous material indoors and provide offices and safety facilities to meet OSHA guidelines. This has been in the planning and preparation stage for several years and the district has been saving money to construction; no increase in taxes will be put forth as a result of this planning. The property the district uses is county property; as such the council must approve the building before construction can proceed. If all goes as planned, the building should begin in the spring of 2010 with completion in June of that year. Councilmember Underwood clarified the process for the WCSWD 2010 budget is a binding review and the council will be accepting as is or amending the budget before approval.

- Councilmember Kemper moved to accept the WCSWD 2010 budget as presented on first reading, second by Councilmember Basham.

Auditor Weston recorded the roll call vote:

Kemper	Aye
Basham	Aye

Underwood	Aye
Gutwein	Aye
Winger	Aye
Vernon	Aye

The Wildcat Creek Solid Waste District 2010 budget is approved on first reading.

- Councilmember Kemper moved to suspend the rules, second by Councilmember Winger; motion passed.
- Councilmember Kemper moved to approve the WCSWD 2010 budget on second and final reading, second by Councilmember Gutwein.

Auditor Weston recorded the roll call vote:

Basham	Aye
Gutwein	Aye
Kemper	Aye
Underwood	Aye
Vernon	Aye
Winger	Aye

The Wildcat Creek Solid Waste District 2010 budget is adopted on second and final reading.

Wea Township

Councilmember Vernon met with Trustee Matthew Koehler to discuss the township budget. Salaries have been kept the same as 2009 and there are no increases of note.

- Councilmember Vernon moved to recommend the budget increase be kept within the growth quotient of 3.8% and keep salary increases in the budget consistent with other units, second by Councilmember Kemper; motion carried.

Town of Clarks Hill

Councilmember Underwood said during the review meeting he and Councilmember Basham attended it was discovered the Motor Vehicle Highway (MVH) fund will be in a negative position by the end of the year. The town plans to pay the salaries supported by this fund from the Water & Sewer department once the MVH fund is depleted. Mr. Underwood expressed concerned that this move would lead to a future shortage at the utility, causing the continued delay of necessary upkeep and maintenance items. The utility planned to have rate increases of 3% over each of the past several years, but that had not taken place. Once it was discovered that no additional funds were coming in, the rate was increased by 8% in 2009 and there will be another 3% increase in 2010. This should provide enough funds to cover the utility expenses and additional salaries.

- Councilmember Gutwein moved to recommend the budget increase be kept within the growth quotient of 3.8%, keep salaries consistent with other units, and seek resolution to the MVH shortage, second by Councilmember Kemper; motion carried.

ORDINANCE 2009-20-CL

Ordinance for Appropriation and Tax Rates for 2010

Attorney Luhman read the following Ordinance for Appropriation and Tax Rates.

Budget Form 4 (Rev. 1985)

ORDINANCE FOR APPROPRIATIONS AND TAX RATES

Be it ordained by the County Council of Tippecanoe, Indiana: that for the expenses of the County government and its institutions for the year ending December 31, 2010, the sums of money shown on Budget Form 4-A are hereby appropriated and ordered set apart out of the several funds herein named and for the purposes herein specified, subject to the laws governing the same. Such sums herein appropriated shall be held to include all expenditures authorized to be made during the year, unless otherwise expressly stipulated and provided for by law. In addition, for the purposes of raising revenues to meet the necessary expenses of County government, tax rates are shown on Budget Form 4-B and included herein. Two (2) copies of Budget Forms 4-A and 4-B for all funds and departments are made a part of the budget report submitted herewith.

Presented to the County Council of Tippecanoe County, Indiana, and read in full for the first time this 24th day of August 2009.

Attest: _____

Jennifer Weston, Auditor

Kevin L. Underwood, President

Council President Underwood allowed public comment prior to the final vote:

Paul Wright, West Point – commented that based on the council vote today, you are setting yourselves up to have to turn down departments with a valid need. Further stating that the council is collecting at the highest level possible and you can't reduce the cost of government when you have access to expand it.

Terry Masterson, Lafayette – agrees with Mr. Wright. Even if you reduce the levy growth slightly, it stays in shrine because it limits what you can do each year forward. He likened it to compound interest rates; it doesn't look like much the first year, but over time adds up. Making a reduction in the tax rate-even a few basis points-would be heading in the right direction.

Councilmember Basham asked, without starting over, what more could be done to maintain the level of services. Councilmember Gutwein responded that to cut further would mean cutting positions and services and no adequate response had been given as to what those should be. He re-iterated, under the current tax structure, there are ripple effects if the county does not pursue the maximum levy growth as have all of the other local taxing units. Councilmember Kemper

concurred, stating that the budget was cut 8-9% of what was proposed by the departments and two positions were cut by attrition. He feels any further cuts would sacrifice quality of service.

Presented to the County Council of Tippecanoe County, Indiana, and read in full for the second time, and adopted, this 13th day of October, 2009, by the following vote:

	<u>Aye</u>	<u>Nay</u>
John R. Basham II	X	
Andrew S. Gutwein	X	
Jeffrey A. Kemper	X	
Betty J. Michael (absent)		
Kathy Vernon	X	
Roland K. Winger	X	
Kevin L. Underwood	X	

ATTEST: _____
Jennifer Weston, Auditor

ORDINANCE 2009-18-CL
2010 Salary Ordinance

Attorney Luhman stated the salary ordinance fixes the compensation and number of employees per department for the county.

- Councilmember Kemper moved to accept the salary statements on first reading, second by Councilmember Basham.

Auditor Weston recorded the roll call vote:

Basham	Aye
Gutwein	Aye
Kemper	Aye
Underwood	Aye
Vernon	Aye
Winger	Aye

The Tippecanoe County 2010 Salary Ordinance is approved on first reading.

- Councilmember Kemper moved to suspend the rules, second by Councilmember Gutwein; motion passed.
- Councilmember Kemper moved to approve the Tippecanoe County 2010 Salary Ordinance on second and final reading, second by Councilmember Basham.

Auditor Weston recorded the roll call vote:

Basham	Aye
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Gutwein	Aye
Kemper	Aye
Underwood	Aye
Vernon	Aye
Winger	Aye

Ordinance 2009-18-CL is adopted on second and final reading.

(Councilmember Winger stepped out of the meeting.)

RESOLUTION 2009-23-CL

Resolution Confirming Funding of Community Mental Retardation Centers

Attorney Luhman explained the resolution confirms the amount of funding for Community Mental Retardation Centers to be one cent (\$.01) per each one hundred (\$100) of taxable property within the county.

- Councilmember Basham moved to approve Resolution 2009-23-CL confirming 2010 funding for mental retardation centers, second by Councilmember Gutwein; motion passed.

RESOLUTION 2009-24-CL

Resolution Confirming Funding of Community Mental Health Centers

Attorney Luhman explained the resolution confirms the amount of funding for Community Mental Health Centers to be \$888,682.

- Councilmember Vernon moved to approve Resolution 2009-24-CL confirming 2010 funding for mental health centers, second by Councilmember Kemper; motion passed.

(Councilmember Winger returned to the meeting.)

RESOLUTION 2009-25-CL

Confirming and Ratifying 2010 Salary of County Coroner

Attorney Luhman explained the resolution confirms the salary of the County Coroner to be \$39,540 if licensed to practice as a physician and \$26,360 if not licensed.

- Councilmember Basham moved to approve Resolution 2009-25-CL as presented, second by Councilmember Gutwein; motion passed.

RESOLUTION 2009-26-CL

Confirming and Ratifying 2010 Salary of County Surveyor

Attorney Luhman explained the resolution confirms the salary of the County Surveyor to be \$83,147 for a registered surveyor and \$55,431 if not registered.

- Councilmember Kemper moved to approve Resolution 2009-26-CL as presented, second by Councilmember Winger; motion passed.

UNFINISHED BUSINESS

None

NEW BUSINESS

None

PUBLIC COMMENT

Paul Wright, West Point – commented that the council had listened to Mr. Guerrettaz’s instructions on how to get money out of this county, by taxing to the max. He asked the council to consider taxpayers when doing that.

Councilmember Kemper reminded members to never lose sight of the fact that Tippecanoe County receives substantial grant funding from state and federal agencies and that the county would be in worse shape financially if not for that.

Tom Murtaugh, Commissioner

- There has been a delay in the construction of the jail bump-out due to rain, but it is again on track to receive the Certificate of Occupancy in mid to late January.
 - The Tippecanoe County Area Plan Commission will be hosting the state Metro Planners Organization (MPO) conference later this month.
 - The United Way drive has begun and he encouraged each county employee to participate in fundraising efforts.
- Councilmember Basham moved to adjourn.

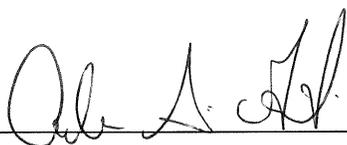
TIPPECANOE COUNTY COUNCIL



Kevin L. Underwood, President



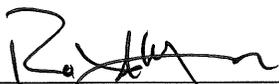
Betty J. Michael



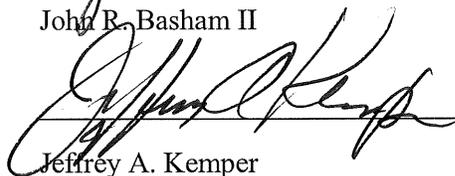
Andrew S. Gutwein, Vice President



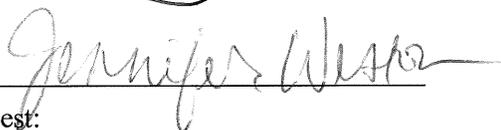
John R. Basham II



Roland K. Winger



Jeffrey A. Kemper



Attest:

Jennifer Weston, Auditor



Kathy Vernon